PATENT

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No.: 109779.129)

Applicant(s):

Newnam, et al.

Serial No.:

Filed:

For:

09/804,815

March 13, 2001 Group Art Unit: 2152

SYSTEM AND METHOD FOR OPERATING INTERNET-BASED

APR 1 7 2002

Technology Center 2100

**Assistant Commissioner for Patents** 

Washington, D.C. 20231

CERTIFICATE UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being as first class mail in an envelope addressed to the Assistant

Commissioner for, Patents, Washington, D.C. 20231 on the date set forth below. 4/10/02

### INFORMATION DISCLOSURE STATEMENT

#### Assistant Commissioner:

Applicant and their attorney are aware of the following publications and information listed on the attached PTO Form 1449, and in accordance with 37 CFR §1.97 hereby submit these publications for the Examiner's consideration.

Pursuant to 37 C.F.R. §1.97, Applicant hereby makes of record the documents listed on the attached Form PTO-1449. Copies of the listed documents are enclosed.

It is respectfully requested that the information above be expressly considered during the prosecution of this application and that the publications be made of record therein and appear among the "References Cited" on any patent to issue therefrom. In this regard, it is requested that the Examiner initial and return a copy of the enclosed Form PTO-1449 with the next Patent Office Communication.

This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art. If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits and is therefore submitted as both timely and proper; therefore, no fees are believed to be due.

The Commissioner, however, is hereby authorized to charge any fee deficiency or credit any overpayment to Deposit Account No. <u>08-0219</u>.

Respectfully submitted,

Michael

Date: 4-10-62

Michael A. Diener Registration No. 37,122 Attorney for Applicant

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sutton\_anthony C:\NrPortbl\Boston\ANTHOS\1398413\_1.DOC

Subt. Form PTO-1449 Docket Number **Application Number** 109779.129 09/804,815 ENFORMATION DISCLOSURE IN AN APPLICATION Applicant Newnam, et al. (Wse several sheets if necessary) Filing Date Group Art Unit OF 1 1 March 13, 2001 2152

U.S. Patent Documents							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	5,589,892	Dec. 31, 1996	Knee, et al.	348	731		
	5,774,664	Jun. 30, 1998	Hidary, et al.	395	200.48		
	5,778,181	Jul. 7, 1998	Hidary, et al.	395	200.48		
	6,018,768	Jan. 25, 2000	Ullman, et al.	709	218		
	6,215,526	Apr. 10, 2001	Barton, et al.	348	473		
	6,233,389	May 15, 2001	Barton, et al.	386	46		

Foreign Patent Documents								
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANS YES	LATION NO	
		-						

Other Documents (Including Author, Title, Date Pertinent Pages, Etc.)

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APR 1 7 2002

Technology Center 2100

EXAMINER	DATE CONSIDERED

**EXAMINER:** Initial if citation is considered, whether or not citation is in conformance with MPEP § 609: Draw Line through citation if not conformance and not considered. Include copy with next communication to applicant.

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE \* `>

(Attorney Docket No.: 109779.129)

Applicant(s):

Newnam, et al.

Serial No. 01P

09/804,815

Examiner: Not Yet Assigned

Filed

March 13, 2001 APR 1 5 2002

For:

APR 1 7 2001 **EVENTS** 

**Assistant Commissioner for Patents** Washington, D.C. 20231

## **CERTIFICATE UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

Date

Anthony W. Sutton

## TRANSMITTAL LETTER

### Commissioner:

Enclosed for filing are the following documents:

- Information Disclosure Statement; 1.)
- 2.) Form PTO-1449, including (6) documents; and
- 3.) Return Postcard.

Please charge any deficiency or credit any overpayment in connection with this matter to Deposit account No. 08-0219.

Respectfully submitted,

Date: 4-10-02

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